

02-09-04

RCE/1648

Attorney Docket No. 54600-8293.US01



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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Fuerst *et al.*

APPLICATION No.: 09/769,066

FILED: January 24, 2001

FOR: HEPATITIS E VIRUS ANTIGENS AND USES  
THEREFOR

EXAMINER: Wortman, Donna C.

ART UNIT: 1648

CONF. No: 7789

**Request for Continued Examination (RCE) Transmittal**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application,  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Mail Stop RCE  
Commissioner for Patents  
Alexandria, VA 22313-1340

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

**Note:** 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

- a. ☐ Previously submitted  
☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed  
 (Any unentered amendment(s) referred to above will be entered.)  
☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on  
☐ Other
- b. ☒ Enclosed  
☒ Amendment/Reply  
☐ Affidavit(s)/Declaration(s)  
☐ Information Disclosure Statement (IDS)  
☐ Other

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2. Miscellaneous

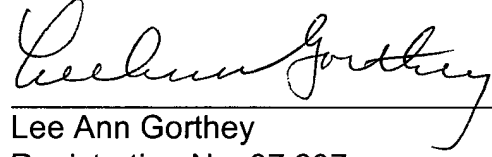
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months.  
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other

3. Fees The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-2207.
- b. ☒ A check in the amount of \$1,190.00 is enclosed to cover the following fees.
- ☒ RCE fee required under 37 C.F.R. §1.17(e) \$770
- ☒ 2 Month Extension of time fee (37 C.F.R. §1.136 and §1.17) \$420
- ☐ Other
- c. ☒ The Director is hereby authorized to charge any underpayment in fees (or credit any overpayments) to Deposit Account No. 50-2207.

Date: 2-5-2004

Respectfully submitted,  
Perkins Coie LLP

  
\_\_\_\_\_  
Lee Ann Gorthey  
Registration No. 37,337

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